STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

Docket No.
MAY 3 0 200126

In Re Application Of: Meyerhoff, et al.

TECH CENTER 1600/2900

PHZ

Serial No. 09/692,938

Filing Date

Examiner

Group Art Unit

October 20, 2000

unknown

1614

Invention: A Pharmaceutical Composition Containing PGLU-GLU-PRO-NH2 and Method for Treating Diseases and Injuries to the Spinal Cord and Retina Using Same

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

Each item of information contained in the accompanying information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Statement Under 37 CFR 1.97(e)(2)

□ No item of information contained in the accompanying information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement.

Signature

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I certify that this document is being deposited on

May 24, 2001 with the U.S. Postal Service as first

class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C.

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Dated: May 24, 2001

Signature of Person Mailing Correspondence

Caroline Nash

Typed or Printed Name of Person Mailing Correspondence

Docket Number (Optional) Application Number **Army 126** 09/692,938 FORMATION DISCLOSURE CITATION Applicant(s) (Use several sheets if necessary) Meyerhoff, et al. Filing Date Group Art Unit MAY 3 0 2001614 MAY 2 5 2001 October 20, 2000 EXAMINE RADE CENTER 1600/2900 U.S. PATENT DOCUMENTS FILING DATE DOCUMENT NUMBER DATE NAME SUBCLASS IF APPROPRIATE 4,609,365 8/26/86 **Engel** 514 18 3/30/84 b 4,906,614 3/6/90 Giertz et al. 514 18 6/14/98 5,508,305 4/16/96 Carney 514 517 6/6/95 FOREIGN PATENT DOCUMENTS Translation REF DOCUMENT NUMBER DATE COUNTRY CLASS SUBCLASS YES NO WO 00/64440 4/22/99 **PCT A61K** 31/385

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Koenig, M L et al. "Neuroprotection by the TRH-like peptide pGLU-GLU-PERO-NH2 (EEP)." Society for Neuroscience Abstracts, vol. 24, no. 1-2, 1998, page 459

Pekary, A. Eugene et al.: "Electroconvulsive Siezures increase Levels of pGLU-GLU-PRO-NH2 (EEP) in rat brain." vol. 20, no. 1, 1999, pages 107-119.

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DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

EXAMINER